

REMARKS

Claims 1-5 are pending in the above-identified application.

The claims of this application have been subjected to a Restriction Requirement under 35 U.S.C. 121 as follows:

Group I - claim 1 directed to a golf ball; and

Group II - claims 2-5 directed to a method for making the golf ball of claim 1.

Election

In response to the above-noted Restriction Requirement, applicants hereby elect the claims of Group I, i.e. claim 1, with traverse.

Traversal of Restriction Requirement

The Restriction Requirement is respectfully traversed. It is submitted that no objective evidence has been provided which indicates that the golf ball of claim 1 can be made by a method in any way significantly different than the method recited in claims 2-5 of the non-elected Group II. It is further submitted that the search and substantive examination issues for the claims of Groups I and II significantly overlap such that there is no undue burden placed on the Examiner to examine the subject matter of the non-

Appl. No. 10/626,764

elected claims 2-5. Therefore, it is requested that the Restriction Requirement be withdrawn.

If any questions arise regarding the above matters, please contact Applicant's representative, Andrew D. Meikle (Reg. No. 32,868), in the Washington Metropolitan Area at the phone number listed below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Andrew D. Meikle, #32,868

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

ADM:gmh
3673-0155P